

UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF MASSACHUSETTS

CIVIL ACTION FILE NO.: 04CV10026WGY

DOROTHY FANNIN,
ADMINISTRATOR OF THE ESTATE
OF MALINDA SUE FANNIN,
PLAINTIFF

VS.

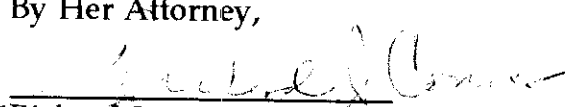
OCEAN CREST SEAFOOD, INC. AND
BRUCE HILDEBRANDT,
DEFENDANTS

STIPULATION OF DISMISSAL

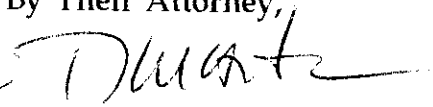
(RULE 41(a)(1)(ii))

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, the parties herein have stipulated that this action on behalf of Dorothy Fannin, Administrator of the Estate of Malinda Sue Fannin, plaintiff herein, be dismissed as to the defendants, Ocean Crest Seafood, Inc. and Bruce Hildebrandt, with prejudice and without costs, all rights of appeal waived.

The Plaintiff,
Dorothy Fannin,
Administrator of the
Estate of Malinda Sue Fannin,
By Her Attorney,


Richard J. Conner, Esq.
Law Offices of Richard J. Conner
424 Adams Street
Milton, MA 02186
(617) 698-6767
BBO NO.: 094860

The Defendants,
Ocean Crest Seafood, Inc. and
Bruce Hildebrandt,
By Their Attorney,


D. Michael Arter, Esq.
Law Office of Thomas M. Niarchos
100 Summer Street - Suite 201
Boston, MA 02110
(617) 772-2800
BBO No.: 022410

Dated: 11/17/04